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June 3, 2020

VIA ELECTRONIC FILING & HAND DELIVERED
CONFIDENTIAL VERSION

The Honorable Jocelyn G. Boyd
Chief Clerk / Executive Director
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, SC 29210

Re: Kimberly A. Wilson v. Duke Energy Carolinas, LLC
Docket No. 2020-135-E

Dear Ms. Boyd:

Enclosed for filing, please find Duke Energy Carolinas, LLC's (the "Company") Answer and Motion to Dismiss the Complaint ("Motion") filed in the above-referenced docket. The Company requests that the Commission hold in abeyance the filing deadlines for all parties and the hearing date pending resolution of the Motion. The Company also requests that the Commission grant confidential treatment of the confidential version of the Motion and its exhibits on the basis that they contain customer-specific account information.

The undersigned also takes this opportunity to suggest that pre-filed testimony due dates and hearing dates in future complaint proceedings be set beyond the date on which the defendant utility's answer would be due. S.C. Code Ann. Regs. 103-830(A) provides that the defendant's answer in a complaint proceeding must be filed within 30 days of receipt of the complaint. Typically, the defendant utility—as in complaint proceedings such as this one—receives the complaint once it is docketed and served by the Clerk's office, and its answer is due 30 days later.

In this case, the complaint was docketed and served, and received by the defendant utility, on May 19, 2020. The Company's answer, consistent with the Commission's regulations, would therefore be due on June 18, 2020. However, the Company's testimony is due on June 8, 2020, ten days before its answer to the complaint is due. This is similar to the defendant presenting a witness at trial before the defendant has had an opportunity to answer the complaint. The 30-day answer period provided by S.C. Code Ann. Regs. 103-830(A) ensures that the defendant utility has sufficient time to gather the relevant information (in this case, from a few years back) and prepare a meaningful response to the complaint, and it is consistent with the 30-day answer period afforded by S.C. Rule of Civil Procedure 12. With this timeline in mind, the undersigned believes that it follows logically that testimony



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should be filed only after the defendant utility has had an opportunity to investigate the complaint and file a responsive pleading.

By copy of this letter we are serving the materials being filed herewith on the parties of record.

Kind regards,

Sam Wellborn

SJW:tch

Enclosures

c w/enc: Jerisha Dukes, Hearing Examiner (via email)
Kimberly Wilson (via email & US Mail)
Alexander W. Knowles, Esquire, ORS (via email & US Mail)
Carri Grube Lybarker, Counsel, Dept of Consumer Affairs (via email & US Mail)
Heather Shirley Smith, Deputy General Counsel (via email)
Rebecca J. Dulin, Associate General Counsel (via email)
Katie M. Brown, Counsel (via email)